

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

INVENTOR(S): Robert Kehl Sink
PATENT NO.: 7,090,670
ISSUE DATE: August 15, 2006
SERIAL NO.: 10/751,041
FILING DATE: December 31, 2003
TITLE: Multi-Spot Laser Surgical Apparatus and Method
ATTY. DKT. NO.: 23920-08335 (RLT-119)

ATTENTION: DECISIONS & CERTIFICATES OF CORRECTION BRANCH
COMMISSIONER FOR PATENTS
PO BOX 1450
ALEXANDRIA, VA 22313-1450

SUPPLEMENTAL REQUEST FOR CERTIFICATE OF CORRECTION

SIR:

On September 9, 2006 a Request for Certificate of Correction was filed. On October 30, 2006 we received a response (the “Response”) that indicated that our request to replace “claim 25” with “claim 23” in col. 12 line 6 was denied as being in accordance with “the record” (copy of the Response attached). We respectfully disagree with this assertion because the references to claims should be changed in accordance with the renumbering of the claims for the publication.

1. Col. 12 line 6 sets forth the first line in what is now claim 36 but was, prior to the renumbering of the claims for publication, claim 39. The last Amendment filed on March 13, 2006, prior to the Notice of Allowance, set out the first line of claim 39 as follows: “The method of claim 25 wherein the step of controlling dithering of the array comprises:”

2. At that time, claim 25 was an independent claim which for publication has been renumbered as claim 23.

3. The reference in former claim 39 (now claim 36) should likewise be changed to reflect the renumbering of former claim 25 to claim 23.

The Applicant submits that no fee is due for correction of the errors made by the Patent and Trademark Office.

In the event that this request is granted and a Certificate of Correction has already been issued on the other Request for Correction, attached hereto are new duplicate Forms PTO/SB/44 with respect to this remaining request, with at least one copy that is suitable for printing.

Applicant again kindly requests the following change:

Column 12,
Line 6, replace "claim 25" with "claim 23".

This error is a typographical error.

Please send the Certificate to:

MICHAEL W. FARN
Fenwick & West LLP
Silicon Valley Center
801 California Street
Mountain View, CA 94041

Respectfully submitted,

Dated: Nov. 20, 2006

By: /Michael W. Farn/

Michael W. Farn, Reg. No. 41,015
FENWICK & WEST LLP
Silicon Valley Center
801 California Street
Mountain View, CA 94041
Tel: (650) 335-7823
Fax: (650) 938-5200

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UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY OF COMMERCE AND
COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, DC 20231

Patent No. 10 | 24 | 06
10 24 06
:7090670

Inventor(s) : Robert Kehl Sink

PATENT CERTIFICATE
OCT 30 2006

Issued : 8/15/06

Title : MULTI-SPOT LASER SURGICAL APPARATUS AND METHOD

FENWICK & WEST LLP

Atty.doc./File No.

Request for Certificates of Correction

Consideration has been given to your request for the issuance of a Certificate of Correction, for the above – identified patent under the provisions of CFR 1.322.

Inspection of the application for the patent reveals that col. 12 line 6 is printed in accordance with the record. Therefore being no fault on the Patent and Trademark Office, It has no authority to issue a certificate of correction under the provision of 1.322.

In view of the forgoing, your request in this matter, is hereby denied. However, a certificate of correction will be issued to correct the remaining error(s) noted in your request.

Future written correspondence concerning this matter should be filed and directed to Decisions & Certificates of Correction Branch.

Henry Randall
Cecelia Newman
Decisions & Certificates
of Correction Branch
(703) 308-9390 Ext. 108

FENWICK & WEST LLP
SILICON VALLEY CENTER 801
801 CALIFORNIA STREET
MOUNTAIN VIEW, CA 94041

HR/CB/N

**UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION**

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Column 12,
Line 6, replace "claim 25" with "claim 23".

MAILING ADDRESS OF SENDER (Please do not use customer number below):

MICHAEL W. FARN
Fenwick & West LLP
Silicon Valley Center
801 California Street
Mountain View, CA 94041

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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